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(07.077.4.00)		
PATENT APPLICATION	COMP	LETE IF KNOWN
DESIGN	First Named Inventor	Sareh S. Bacus
DECLARATION FOR UTILITY OR	Attorney Docket Number	6270-701.201
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Declaration Submitted OR With Initial Filing

(37 CFR 1.63)  $\boxtimes$ 

Declaration Submitted after Initial Filing (surcharge (37 CFR 1.16(e) required)

Attorney Docket Number	6270-701.201	
First Named Inventor	Sareh S. Bacus	
COMP	LETE IF KNOWN	
Application Number	10/735,118	
Filing Date	December 11, 2003	
Art Unit	1642	
Examiner Name	Unassigned	

I hereby declare that:										
Each inventor's residence, mailing address, and cltizenship are as stated below next to their name.										
I believe the inventor(s) named below to be the original and first inventor(s) of the subject matter which is claimed and for which a patent is sought on the invention entitled:										
METHOD OF PREDICTING RESPONSE TO HER2-DIRECTED THERAPY										
		(Title of the Inve	ntion)							
the specification of which										
is attached hereto	•				,					
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was filed on (MM/DD	)/YYYY) <u>12/11/20</u>	03 as United States A	Application Number or PC	i international						
Application Number 10/73	5, 118 and was a	mended on (MM/DD/YY)	YY) (If applicable)	).						
I hereby state that I have reamended by any amendmen			he above identified spe	cification, includin	g the claims, as					
continuation-in-part applicati	I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application									
and the national or PCT international filing date of the continuation-in-part application.  I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or (f), or 365(b) of any foreign application(s) for patent, inventor's or plant breeder's rights certificate(s), or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent, inventor's or plant breeder's rights certificate(s), or of any PCT international application having a filing date before that of the application on which priority is claimed.										
Prior Foreign Application	Country	Foreign Filing Date	Priority Not Claimed	Certified Cop	y Attached?					
Number(s)	Country	(MM/DD/YYYY)	NOT CIBITION							
Additional foreign conlicati	an numbers are lists	d on a cumplemental ad	oriby data sheet PTO/SR/(	D2B attached bereto						

I hereby claim the benefit under 35 U.S.C. 119(h) of any United States provisional application(s) listed below. Filing Date (MM/DD/YYYY) Application Number(s) 12/11/2002 Additional provisional application 60/432,942 numbers are listed on a 04/05/2002 60/370,473 supplemental priority data sheet PTO/SB/028 attached hereto.

[Page 1 of 2]
This collection of Information is required by 35 U.S.C. 115 and 37 CFR 1.63. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 21 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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## **DECLARATION** — Utility or Design Patent Application

I hereby claim the benefit under 35 U.S.C. 120 of any United States application(s), or 365(c) of any PCT International application designating the United States of America, listed below and, insofar as the subject matter of each of the claims of the application is not designated in the prior United States or PCT international application in the manner provided by the first paragraph of 31 U.S.C. 112. I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application.

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Name	Shirle	y Chen, Ph.D.										
Address	Wilson	n Sonsini Goodri	ch & Ro	sati								
Address	650 P	age Mill Road										
City	Palo A	Alto				State	<u> </u>	A	ZIP	94304		
Country	U.S.			phone	650-49				Fax	650-493		
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		Sarah S.				_			ВА	cus		
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DECLARATION							L INVENTO		<b>;</b> )	
Name of Additional Joint Inventor, if any:  A petition has been filed for this unsigned inventor							Inventor			
Given Name	(first and middle (i	f any)				Family Name	e or Surnan	10		
	Bradley L.					SM	ІІТН			
Inventor's Signature							Date			
Residence: City	Marbiehead	State	M.A	٩	Country	u.s.	Citizensh	nip	u.s.	
Post Office Address	25 Willow Road				·					
Post Office Address										
City	Marblehead	State	M/	۹	ZIP	01945	Country	Country U.S.		
Name of Additional Joint Inventor, if any:						Inventor				
Given Name	(first and middle (i	fany)				Family Name	e or Surnam	10		
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Given Name	(first and middle (i	fany)				Family Name	e or Surnan	10		
Inventor's Signature							Date			
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DECLARATION FOR UTILITY OR	Attorney Docket Number	6270-701.201						
DESIGN	First Named Inventor	Sarah S. Bacus						
PATENT APPLICATION	COMPLETE IF KNOWN							
(37 CFR 1.63)	Application Number	10/735,118						

Filing Date

**Examiner Name** 

Art Unit

December 11, 2003

1642

Unassigned

I hereby declare that:										
Each inventor's residence, mailing address, and citizenship are as stated below next to their name.										
I believe the inventor(s) named below to be the original and first inventor(s) of the subject matter which is claimed and for which a patent is sought on the invention entitled:										
METHOD FOR PREDICTING RESPONSE TO HER2-DIRECTED THERAPY										
(Title of the Invention)										
the specification of which		·	,							
is attached hereto					•					
OR						•				
was filed on (MM/DD	D/YYYY) 12/11/2	003 as United States A	Application N	Number or PC	T International					
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I hereby state that I have reamended by any amendmen			the above i	identified spe	cification, includ	ling the claims, as				
I acknowledge the duty to continuation-in-part applicati and the national or PCT intel	ons, material info	rmation which became	available t	between the f	ed in 37 CFR 1 filing date of the	.56, including for prior application				
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Additional foreign applicati						eto.				
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[Page 1 of 2]

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Declaration

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OR

Declaration

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## **DECLARATION** — Utility or Design Patent Application

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As a named inventor, I hereby appoint the following registered practitioner(s) to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith:  OR  Registered practitioner(s) to prosecute this application and to transact all business in the Place Customer Number OR  Registered practitioner(s) name/registration number listed below													
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Direct all correspo	ondence	e to: 🛛 Custom or Bar (				02	21971		7 (	OR 🗆	Correspor	dence	address below
Name	Shirle	y Chen, Ph.D.											
Address	Wilso	n Sonsini Goodric	h & Ro	osati									
Address	650 F	age Mill Road											
City	Palo /	Alto					State	C	CA	ZIP	94304		
Country	U.S.		Tele	phone	650	-493-	9300			Fax	650-493	6811	
I hereby declare the believed to be true; punishable by fine application or any p	and fur	ther that these sta sonment, or both,	atement	ts were	made wit	h the	knowled	ge tha	at willfu	false st	atements a	and the	like so made are
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Giver	Name	(first-and middle	(if an	у)	_				Fam	ly Name	e or Surn	ame	
		Sarah S.								ВА	cus		
Inventor's Signat	ure										Date		
Residence: City		Hinsdale	S	tate	IL		Count	ry	ι	J.S.	Citizen	ship	U.S.
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## **DECLARATION**

## ADDITIONAL INVENTOR(S) Supplemental Sheet Page <u>1</u> of <u>1</u>

Name of Additional Joint Inventor, if any:			☐ A petition has been filed for this unsigned inventor							
Given Name	(first and middle (i	f any)		Family Name or Surname						
	Bradley L.					s	мітн			
Inventor's Signature	05			$\leq$			Date	6	304	
Residence: City	Marblehead	State	M	<u>,C</u>	Country	u.s.	Citizensl	hip	U.S.	
Post Office Address	25 Willow Road									
Post Office Address								٠		
City	Marblehead	State	MA	4	ZIP	01945	Country		U.S.	
Name of Additional	Joint Inventor,	if any:			A petition I	nas been filed	for this unsig	gned	inventor	
Given Name	(first and middle (i	any)				Family Nar	ne or Surnan	ne		
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